

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

_____	)	
	)	
RICHARD BROWN <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	C.A. NO. 05-10188-MEL
	)	
SUFFOLK COUNTY,	)	
Defendant.	)	
_____	)	

and

_____	)	
	)	
GIUSEPPE MAROTTA <i>et al.</i> ,	)	
	)	
Plaintiff	)	
	)	
v.	)	C.A. NO. 05-10032-MEL
	)	
SUFFOLK COUNTY,	)	
Defendant	)	
_____	)	

**PARTIES WITHDRAWAL OF JURY DEMANDS AND STIPULATION TO A  
NON-JURY TRIAL AS TO ALL ISSUES IN CONTROVERSY**

Now come the parties, and with respect to all counts and all issues in controversy in the above-referenced actions, and pursuant to Fed. R. Civ. P. Rule 38(d), withdraw their demands for a jury trial, and pursuant to Fed. R. Civ. P. Rule 39(a), stipulate to a non-jury trial with respect to all counts and all issues in controversy in the above-referenced actions.

Respectfully submitted,

THE PLAINTIFFS

By their attorney,

[s/Daniel W. Rice](#)

Daniel W. Rice. BBO # 55269  
GLYNN, LANDRY,  
HARRINGTON & RICE, LLP  
10 Forbes Road  
Braintree, MA 02184  
(781) 849-8479

THE DEFENDANT

By its attorney,

[s/Russell Homsy](#)

Russell Homsy, BBO #  
Suffolk County Sheriffs Department  
Deputy General Counsel  
200 Nashua Street  
Boston, MA 02114  
(617) 961-6679

Dated: December 12, 2007

**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) on December 12, 2007.

[/s/ Daniel W. Rice](#)

Daniel W. Rice